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14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 NATIONAL FIRE & MARINE INSURANCE  
17 COMPANY, a Nebraska corporation,

18 Case No.: 2:18-CV-01338-JCM-BNW

19 Plaintiff,

20 vs.

21 STEVEN A. HOLPER, M.D., an individual;  
22 DOE INDIVIDUALS I through X, inclusive; and  
23 ROE BUSINESS ENTITIES I through X,  
24 inclusive,

25 **STIPULATION AND ORDER TO  
EXTEND TIME TO FILE  
PLAINTIFF'S REPLY IN  
SUPPORT OF MOTION TO  
DISMISS COUNTERCLAIM  
PURSUANT TO FED. R. CIV. P.  
12(b)(6) (ECF NO. 42)**

Defendants.

26 **COMES NOW**, Plaintiff, NATIONAL FIRE & MARINE INSURANCE COMPANY, by  
27 and through its attorneys of record, KRAVITZ, SCHNITZER & JOHNSON, CHTD., and  
28 Defendant, STEVEN A. HOLPER, M.D., by and through his attorneys of record, PRICE  
BECKSTROM, PLLC, and hereby submit this Stipulation to Extend Time to File Plaintiff's  
Reply in Support of its Motion to Dismiss Counterclaim Pursuant to Fed. R. Civ. P.  
12(b)(6)(ECF No. 42).

26 WHEREAS, Plaintiff filed its Motion to Dismiss Counterclaim Pursuant to Fed. R. Civ. P.  
27 12(b)(6) on April 24, 2019 (ECF No. 42);  
28

1           WHEREAS, Defendant, Steven A. Holper, M.D., filed his Opposition to Plaintiff's  
2 Motion on May 8, 2019 (**ECF No. 47**);

3           WHEREAS, the parties previously requested and stipulated to extend the Reply due date  
4 to Wednesday, May 29, 2019 (**ECF No. 50**);

5           WHEREAS, the Court granted the parties request allowing Plaintiff to file its Reply on  
6 May 29, 2019 (**ECF No. 54**);

7           WHEREAS, the parties further request and stipulate to extend the Reply due date to May  
8 31, 2019;

9           THEREFORE, in consideration of the foregoing, and for good cause, IT IS HEREBY  
10 STIPULATED AND AGREED by and between the Parties as follows:

11           1) Plaintiff shall have up to and including May 31, 2019 to file its Reply in Support of  
12 its Motion to Dismiss Counterclaim Pursuant to Fed. R. Civ. P. 12(b)(6).

13           **IT IS SO STIPULATED.**

14           Respectfully submitted this 28<sup>th</sup> day of May, 2019.

15 KRAVITZ, SCHNITZER & JOHNSON

PRICE BECKSTROM, PLLC

16 By /s/Adam J. Wax, Esq.

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*Steven A. Holper, M.D.*

21           **IT IS SO ORDERED.**

22 DATED <sup>1</sup>May 28, 2019.

23  
24   
25 UNITED STATES DISTRICT JUDGE